



PTO/SB92 (08-00)

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PTO/SB/21 (02-04)

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TRANSMITTAL  
FORM

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Total Number of Pages in This Submission

Application Number	10 / 021, 656
Filing Date	12 / 12 / 2001
First Named Inventor	GARY C. JOHNSON
Art Unit	3681
Examiner Name	Dirk Wright
Attorney Docket Number	

## ENCLOSURES (Check all that apply)

- Fee Transmittal Form
- Fee Attached
- Amendment/Reply
- After Final
- Affidavits/declaration(s)
- Extension of Time Request
- Express Abandonment Request
- Information Disclosure Statement
- Certified Copy of Priority Document(s)
- Response to Missing Parts/Incomplete Application
- Response to Missing Parts under 37 CFR 1.52 or 1.53

 Drawing(s) Licensing-related Papers Petition Petition to Convert to a Provisional Application  
 Power of Attorney, Revocation  
 Change of Correspondence Address Terminal Disclaimer Request for Refund CD, Number of CD(s) \_\_\_\_\_

## Remarks

This amendment is to place the application in condition of better form for appeal, see; 37 CFR 116.

 After Allowance communication to Technology Center (TC) Appeal Communication to Board of Appeals and Interferences  
 Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) Proprietary Information Status Letter Other Enclosure(s) (please identify below):

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

According to : **35 U.S.C. – 112** ; first paragraph, **35 U.S.C. – 111(a)**,  
**37 CFR 1.71(a),(b)**, and **37 CFR 1.53(b)**, my application never had a complete / proper  
“Description” of the invention.

It is known, that the parts of an application support each other, and that a missing part would cripple the rest of the application; concerning claims, and corrections.

According to : the “Manual of Patent Examination Procedure” (**MPEP**), Sections:  
**506**, **601.01(g)**, **702**, and **702.01(B),(C)**; it is the duty of the **Examiner(s)**, to point out any errors of the application, to the applicant. This is of course, the purpose of an examiner.

My application, obviously lacks a “Description of the Invention”. I am again submitting another package: including a “Detailed Description of the Invention”, a corrected Drawing, and substitute Claims (7, and 8).

I will send this package to: mail stop – AF, on this day of; 04/08/04, by U.S. confirmation mail of course. It is a duplicate package of what was already sent (twice).

I again contacted the primary examiner (Dirk Wright), on; 04/07/04. I had again informed him that I had not received the miscellaneous communication of; 03/02/04. I asked him what the communication pertained to. He would not say, what it concerned.

As it is already known, I always had the option of Amendment / amending my application; even after “Final Rejection”. I took the “Appeal” avenue, because of distrust. I leave it up to your office, to determine which way I should go. It will be interesting to see how your office handles the matter. I know I have till; 04/16/04.

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